

**In The Matter Of:**  
*United States vs.*  
*PFC Bradley E. Manning*

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*Vol. 3*  
*June 5, 2013*  
*UNOFFICIAL DRAFT - 6/5/13 Afternoon Session*

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*Provided by Freedom of the Press Foundation*

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VOLUME III

IN THE UNITED STATES ARMY

UNITED STATES

VS.

MANNING, Bradley E., PFC COURT-MARTIAL

U.S. Army, xxx-xx-9504

Headquarters and Headquarters Company,

U.S. Army Garrison,

Joint Base Myer-Henderson Hall,

Fort Myer, VA 22211

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The Hearing in the above-entitled matter was

continued on Wednesday, June 5, 2013, at 1:35 p.m., at

Fort Meade, Maryland, before the Honorable Colonel

Denise Lind, Judge.

## DISCLAIMER

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1 APPEARANCES:

2  
3 ON BEHALF OF THE GOVERNMENT:

4 CAPTAIN JOSEPH MORROW

5 MAJOR ASHDEN FEIN

6 CAPTAIN ANGEL OVERGAARD

7  
8 ON BEHALF OF THE ACCUSED:

9 DAVID COOMBS

10 MAJOR THOMAS HURLEY

11 CAPTAIN JOSHUA TOOMAN

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1 PROCEEDINGS,

2 THE COURT: Before we proceed, a couple of  
3 minutes ago counsel reminded me that two of the  
4 witnesses (INAUDIBLE) grant of immunity. I just want  
5 to say for the record, was the last one who testified  
6 and both sides knew about the immunity.

7 MAJOR FEIN: Yes, ma'am.

8 MR. COOMBS: And, yes, Your Honor.

9 THE COURT: And both sides knew about both.

10 MAJOR FEIN: There's one still pending, a  
11 third.

12 MR. COOMBS: Yes, Your Honor.

13 THE COURT: When you're ready to call your  
14 next witness?

15 CAPTAIN MORROW: Yes, Your Honor.

16 Whereupon,

17 WARRANT OFFICER HONDO HACK,  
18 called as a witness, having been first duly sworn to  
19 tell the truth, the whole truth and nothing but the  
20 truth, was examined and testified as follows:

21 DIRECT EXAMINATION BY CAPTAIN MORROW:

1 Q You are Chief Hack?

2 A Yes, I am.

3 Q What is your current position?

4 A I'm a observer controller trainer at the  
5 joint multinational redi center.

6 Q And where is that located?

7 A At Sembach, Germany.

8 Q When are your responsibilities in that  
9 position?

10 A I teach (INAUDIBLE) for units that are  
11 coming for semi-annual training for getting ready  
12 (INAUDIBLE) the exercise rules.

13 Q How long have you been in that position?

14 A Two-and-a-half years.

15 Q What is your branch?

16 A Field artillery.

17 Q How long have been a warrant officer?

18 A Close to nine years.

19 Q What did you do before that?

20 A I was also field artillery branch at Fort  
21 (INAUDIBLE)

1 Q Enlisted.

2 A Enlisted.

3 Q When did you enlist?

4 A It was October 1992.

5 Q What was your MOS when you enlisted?

6 A Initially it was 13 Romeo which is target  
7 acquisition reads war.

8 Q How long were you a in Romeo?

9 A About eight years.

10 Q What happened after those eight years?

11 A I reclassified to a 13 Fox forward  
12 observer.

13 Q How long were you at 13 Fox?

14 A Approximately four years.

15 Q So when did you commission at that time a  
16 warrant officer?

17 A October 2004.

18 Q What training did you receive to become  
19 warrant officer?

20 A Warrant officer candidate school initially  
21 and warrant officer at Fort Sill, Oklahoma.



1           Q       When did you graduate officer training  
2 course?

3           A       It was June of 2005.

4           Q       What was your first assignment out of the  
5 basic course?

6           A       Fort New York {sic}.

7           Q       When did you arrive there?

8           A       It was late July, August of 2005.

9           Q       What was your position when you arrived?

10          A       I worked out division staff as a field  
11 artillery intelligence officer.

12          Q       What were your responsibilities in the  
13 Garrison?

14          A       It was primarily attending to professional  
15 military education and training.

16          Q       What was your first deployment as a warrant  
17 officer?

18          A       My first deployment was to Bagram Airbase  
19 in February of 2006.

20          Q       What was your position during this  
21 deployment?

1           A       I was also a field artillery intelligence  
2 officer.

3           Q       Who how long was this deployment?

4           A       A year.

5           Q       When was your second deployment as a  
6 warrant officer?

7           A       If it was to Iraq. I was stationed in the  
8 Camp Victory in 2008.

9           Q       And how long was this deployment?

10          A       Roughly seven months.

11          Q       Did you redeploy somewhere?

12          A       Yes. It would be of our Brigade in the  
13 10th Mountain 2nd Brigade. There was a vacancy for  
14 target analyst in the unit I was getting ready to go to  
15 Afghanistan and I went down to fill that vacancy.

16          Q       Where did you say you deployed, the 2nd  
17 Brigade?

18          A       To Baghdad, Iraq.

19          Q       What forward --

20          A       FOB Hammer.

21          Q       How long was this deployment?

1           A       It was there about seven months.

2           Q       What pre-deployment training did you  
3 receive?

4           A       The brigade went down do JRTC Fort Polk,  
5 Louisiana.

6           Q       What is JRTC?

7           A       It's like JRTC one of the three combat  
8 training centers.

9           Q       How do you know PFC Manning?

10          A       Which went to the JRTC. That's the first  
11 time met him.

12          Q       So let's talk about a little about JRTC.  
13 Where did you JRTC take place?

14          A       Fort Polk, Louisiana.

15          Q       And when was this.

16          A       It would have been April 2009.

17          Q       Did PFC Manning attend with you?

18          A       Yes.

19          Q       The entire period?

20          A       Yes.

21          Q       Where did you work at JRTC?

1           A       I worked in the S2 SCIF.

2           Q       Where did PFC Manning work?

3           A       He also work with the SCIF.

4           Q       What section was he assigned to?

5           A       S2.

6           Q       What cell within the S2 was he assigned to?

7           A       The all source or fusion cell.

8           Q       What was your mission at JRTC?

9           A       As a target analyst. I worked with the S2  
10 to gather actual intelligence on how many high-value  
11 targets they were looking to capturing during the  
12 exercise.

13          Q       Who are high-value targets?

14          A       High-value targets are individuals from  
15 threat groups that are attacking us that I work with  
16 the S2 to target high-value targets and then we develop  
17 target practical to them to facilitate operations.

18          Q       So what happened after JRTC?

19          A       After JRTC we came back to Fort Drum and  
20 went through more pre-deployment prep.

21          Q       Did you deploy to the 2nd Brigade?

1           A       Yes.

2           Q       When did you do that?

3           A       It was late 2005.

4           Q       Was it to FOB Hammer?

5           A       It was to FOB Hammer.

6           Q       Who deployed the entire brigade, including  
7 PFC Manning?

8           A       Yes.

9           Q       So tell us about your time at FOB Hammer.  
10 Do you remember when you arrived at FOB Hammer?

11          A       It was early October.

12          Q       What was your job title at FOB Hammer?

13          A       I was the target analyst.

14          Q       Where did you work?

15          A       I worked in the brigade SCIF.

16          Q       Did private Manning work in the SCIF with  
17 you?

18          A       He did.

19          Q       What type of analyst was PFC Manning?

20          A       He was very organized. He had really  
21 organized documents, things like that.

1           Q       As far as the threat group what type of  
2 analyst was he?

3           A       He was working on the Shite threat group.

4           Q       At FOB Hammer was your area of operation?

5           A       Eastern Baghdad extended from Sadr all the  
6 way down the peninsula.

7           Q       What role did the brigade play in the  
8 targeting mission at FOB Hammer?

9           A       They were to provide us with actual  
10 threats. As it comes to the reports, those would be  
11 uploaded into a target folder we maintain on the  
12 high-value targets.

13          Q       As an analyst which high-value targets was  
14 PFC Manning responsible for pulling information?

15          A       We had a high-value target list which  
16 contained approximately 25 individuals from the Shite  
17 threat group with one that was actually from a Suni  
18 threat group.

19          Q       Would you explain the Shite threat?

20          A       Pull all the acts that were occurring  
21 against us were from the Shite threat groups.

1           Q       Tell us about the targeting mission at FOB  
2 Hammer. What was the targeting mission at FOB Hammer?

3           A       The targeting mission was to conduct  
4 collaboration with the S2 section to gather actual  
5 intelligence on the individuals we were looking for and  
6 then provide that to operation channels to enable  
7 capture operations with the Iraqi security forces.

8           Q       You were at the brigade level?

9           A       Yes.

10          Q       Who are high-value targets at the brigade  
11 level?

12          A       At the brigade level, a high-value target  
13 would be the equivalent of our brigade commander.

14          Q       What did you provide the S2 section to help  
15 you accomplish your mission?

16          A       High-value targets.

17          Q       Explain again what that is?

18          A       It's an Excel product. It has the pick of  
19 the individual on there. It has the actionable  
20 criteria that we use and it has a brief description,  
21 physical description, summary, of the significance of

1     this target.

2             Q       How many high-value targets are on this  
3     list?

4             A       There's a total of 25.

5             Q       Was this list updated through the  
6     employment?

7             A       I had updated weekly. Where as we captured  
8     individuals I updated them primarily weekly.

9             Q       Did you PFC Manning have a target list?

10            A       He did.

11            Q       How do you know?

12            A       It was stapled on the wall in front of his  
13     work station.

14            Q       So just a second ago you said it was  
15     actionable criteria on this?

16            A       Yes.

17            Q       What is what do you mean by actionable  
18     criteria?

19            A       Action criteria is what we use to establish  
20     pattern of life for the individual we're looking to  
21     capture. So as we become more predictive in the



1 patterns of this individuals on a daily basis, that  
2 makes this target more actionable. So that criteria  
3 can be measured and when we get to within say a  
4 75 percent threshold of (INAUDIBLE) then that target  
5 becomes actionable as we know within the next 12 to 24  
6 hours we think this person will be.

7 Q So why did you provide your target list to  
8 the S2 section?

9 A I provided that to focus collection on  
10 these targets were some legacy targets inherited from  
11 the unit before us. They were at 50 to 60 percent  
12 actionable level. So what I need was more current  
13 information from the intel analyst to bring that  
14 criteria up so we can go and capture these individuals.

15 Q Are you familiar with what databases the  
16 intel analyst used to find intelligence on these  
17 targets?

18 A The triple down basis is the primary  
19 databases was CIDNE.

20 Q What is stored on CIDNE?

21 A CIDNE is essentially a repository of all

1 intel reports, different information inside of the  
2 Iraqi theater of operations.

3 Q Are you generally familiar with what is on  
4 CIDNE?

5 A I am.

6 Q What guidance is provided on -- what  
7 qualifies as a SigAct?

8 A The commander issues what he calls  
9 commander's critical intelligence requirements. That's  
10 information that the commander needs to make a  
11 decision. If a SigAct occurs that meets that threshold  
12 or that criteria that that needs to be recorded up the  
13 channels to the brigade commander for him to make a  
14 decision on it.

15 Q Can you explain how many SigActs have you  
16 seen over the course of your career?

17 A Over the course of my career easily over  
18 200.

19 Q Can you explain the general form of a  
20 SigAct?

21 A The general formats it answers the five Ws,

1 the who did this happen to, where was it located, how  
2 it happened, things like that.

3 Q And what type of intelligence high-value  
4 targets were important in targeting a mission?

5 A Information intel reports in particular  
6 that were tied to any type of SigAct that occurred that  
7 would be information that I would like to have. So  
8 that if it was a target that we were trying to locate  
9 and I already had a target folder then I could update  
10 that target folder with that information and  
11 potentially change the actionable criteria.

12 Q What is a target folder?

13 A Every high-value target we have what's  
14 called a target folder. It's a PowerPoint document  
15 that contains approximately four to five slides, has  
16 all the biometric data that we have available, contains  
17 the significant reporting, the summary of reporting.  
18 We maintain them on every high-value target that we're  
19 looking for.

20 Q Is this where the intelligence is stored?

21 A Yes.

1 Q The high-value targets?

2 A Anything tied to though high-value targets  
3 us up the he had.

4 Q What did you do with that target list after  
5 the actual targeting?

6 A That information was passed by me to the  
7 operations channel of the brigade, S3, and that would  
8 be passed down, coordinated to whatever unit was on the  
9 ground where they are going to conduct the operations.

10 Q How would you describe your role between  
11 the S2 section intelligence and the S3 section  
12 operations?

13 A I'm essentially the bridge between the S2  
14 and the S3 to field the actionable information on  
15 targets and target folder to the operation side so that  
16 we can put together our operations that go and capture  
17 these high-value targets.

18 Q Chief, let's talk about PFC Manning as a 35  
19 Fox. Were you aware of any strengths of PFC Manning as  
20 an intel analyst?

21 A As I said, earlier his ability to organize.

1 Q How do you know he was good at organizing?

2 A For about the first 30 days everyone in the  
3 unit is pretty much getting in their battalion rhythm  
4 and processed. So after about six weeks into it I  
5 started to kind of push for more collection on  
6 high-value targets list going on the T-Drive which is  
7 available to all of us that had access to it. I could  
8 go and take a look at the working folders of the intel  
9 analyst and see what they've been working on.

10 Q Did you go in PFC Manning's folder?

11 A I did.

12 Q What did you find?

13 A I there were several directories and  
14 subdirectories and inside of each one of these were  
15 intel reports, SigActs, things that were tied to first  
16 the geographical locations that brought the (INAUDIBLE)  
17 Peninsula and then they were tied to an enemy threat  
18 group that leadership we were looking for, very neatly  
19 organized, very categorized.

20 Q So can you just explain I guess how these  
21 were categorized when you opened up his folder? How

1 were they categorized?

2 A First alphabetically. If it was an IR or a  
3 DIIR. Then if it was a SigAct then it was by  
4 numerical, by date.

5 Q Did he have subfolders within?

6 A He did.

7 Q What are some of those?

8 A It was the subfolder would be the threat  
9 group itself. First it would be a folder that would be  
10 say (INAUDIBLE) itself and underneath that there would  
11 be one or two on subfolders that would have the groups  
12 that are in that geographical location.

13 Q How much information was contained in his  
14 folders?

15 A I didn't look at all, only information, I  
16 would say, in the one folder that I looked at in  
17 particular there was anywhere from 25 to 30 intel  
18 reports that were in there.

19 Q An unclassified setting, what folder did  
20 you look in and what did you find?

21 A It was the one of the threat groups in the

1 (INAUDIBLE) peninsula in particular that had  
2 individuals that was on the high-value target list. I  
3 was looking in that folder in particular to see if any  
4 of these reports were tied to any high-value targets  
5 that we had on our list that we were looking for.

6 Q You said you've been in the military for  
7 20-plus years?

8 A Twenty years.

9 Q And in your career have you ever seen a  
10 soldier as organized and cataloged as PFC Manning?

11 A I've seen a lot of organized soldiers, but  
12 not that level of detail to the type of information  
13 that he had in those folders. I just never seen an  
14 analyst that kept that many reports.

15 Q What did you do after seeing PFC Manning's  
16 category folder?

17 A When we came on shift the next day I asked  
18 PFC Manning, I said, take a look at the high-value  
19 target list. I'd like you to find some information for  
20 me on these high-value targets.

21 Q What did PFC Manning do in response?

1           A       The next day he -- during shift change  
2 he -- we were sitting down and he said, Chief, I sent  
3 you a report that I found, and he sent me an e-mail.

4           Q       Do you remember getting this e-mail?

5           A       I do.

6           Q       Do you remember about what time frame this  
7 was in the deployment?

8           A       Early January.

9           Q       And what network was this e-mail sent?

10          A       It was the SIPRnet.

11          Q       And, again, in unclassified terms, can you  
12 explain what the e-mail generally consisted of?

13          A       It was I think a one sentence summary at  
14 (INAUDIBLE) been on there. It was a report that had  
15 pulled up all of the databases at SigAct and it also  
16 contained a S2 assessment of the event.

17                 This information was already over two-years  
18 old from the time that we had arrived and the  
19 assessment was from the previous unit that we had  
20 replaced and the assessment piece was that the name of  
21 one of the high-value targets that we had on our list



1 currently.

2 Q How do you know it was a SigAct?

3 A Just from the format. The unit had  
4 answered the five Ws, but it was more (INAUDIBLE)  
5 SigAct with actual S2 assessment attached to it.

6 Q Let's the record reflect I'm retrieving  
7 prosecution Exhibit 58. At this point can I have you  
8 move over to the panel box.

9 I'm handing the witness what has been  
10 marked as Prosecution Exhibit 58 for identification.

11 Chief Hack, please, look over have that  
12 document and let me know when you're finished?

13 A (Witness reviewing document.)

14 Okay.

15 Q Chief, if I ask you a question and you feel  
16 the need to enlist classified information to respond,  
17 please, let me know.

18 A Okay.

19 Q Chief, what is this document?

20 A It's an e-mail I received from PFC Manning.

21 Q How do you know this is the e-mail you

1 received from PFC Manning?

2 A The header has standard to and from. It's  
3 from him to me. It's got the one sentence summary. It  
4 contains a SigAct report.

5 THE COURT: Just a moment.

6 MR. COOMBS: We move to stipulate. This is  
7 an e-mail from PFC Manning to Chief Hack. There are  
8 questions on the e-mails and counsel wanted to do that.

9 THE COURT: You have no objection to its  
10 admissibility?

11 MR. COOMBS: No objection, Your Honor.

12 THE COURT: All right.

13 MR. MORROW: The United States offers it  
14 into evidence. I'm handing the prosecution number  
15 58 to the witness.

16 THE COURT: Exhibit 58 for identification  
17 is admitted at this time and marked.

18 BY CAPTAIN MORROW:

19 Q Chief Hack, what was the classification  
20 level of this e-mail?

21 A It was a secret.

1 Q How do you know that was secret?

2 A It had the secret caveat in the e-mail  
3 itself.

4 Q Briefly, are you familiar with how  
5 (INAUDIBLE) e-mail on SIPRnet?

6 A Yes.

7 Q Can you explain that?

8 A Microsoft outlook uses on the SIPRnet --  
9 you can send an e-mail to somebody else, you first have  
10 to (INAUDIBLE) it prompts you to classify the  
11 information. After you classify it then you have to  
12 also attach a caveat to that information.

13 Q And, again, can you just explain what this  
14 in general unclassified terms what this SigAct was?

15 A It was a IED attack that had a unit that  
16 was in the same area of operations that we now had. It  
17 occurred over two years prior to us arriving, but the  
18 information described the type of attack weapon system  
19 that was used any time of damage, equipment, things  
20 like that, and at the end it had the S2 assessment of  
21 the event itself.

1           Q       What did the target have --

2           A       The S2 assessment itself contained the name  
3 of the one high-value target that currently looking for  
4 that on the list.

5           Q       You said you received an e-mail in January  
6 and you arrived in October?

7           A       Correct.

8           Q       During this time how much information did  
9 PFC Manning give you on high-value targets?

10          A       None.

11          Q       How many Shite high-value targets were on  
12 the targeting list?

13          A       Approximately 23 out of 25.

14          Q       So can you explain how important a Shite  
15 analyst is to the targeting mission?

16          A       The Shite analysts are very important given  
17 the fact that just about attacks that are occurring on  
18 our needs in Eastern Baghdad by the Shite threat group.  
19 We have hardly any Suni threat groups attacks on our  
20 forces in Eastern Baghdad.

21          Q       Chief, do you remember when you on went on

1 R and R?

2 A It was about mid February of 2010.

3 Q What happened when you were on R and R?

4 A I remember I was watching the (INAUDIBLE)  
5 at that time after we got through watching the  
6 (INAUDIBLE) ABC news came on. Their lead story was a  
7 video of Apaches flying around Baghdad and had been  
8 shooting at civilians, as they described it.

9 Q How did you react to this video?

10 A I had seen the video before. I was  
11 surprised now to see it on ABC news.

12 Q When did you first see this video?

13 A It probably would have been last December  
14 of 2009.

15 Q Where did you see this video?

16 A It was on our T-Drive.

17 Q And that's on the SIPRnet?

18 A Yes.

19 CAPTAIN MORROW: I have no more questions,  
20 Your Honor.

21 CROSS EXAMINATION

1 BY MR. COOMBS:

2 Q Chief Hack, how are you?

3 A Good morning. I have some jet lag, that's  
4 about it.

5 Q I understand. Just a few questions for  
6 you. In late October Specialist Showman was assigned  
7 to you to work in targeting; is that correct?

8 A She was.

9 Q Now, that was because you could not  
10 accomplish everything that you needed to get done by  
11 yourself?

12 A Correct.

13 Q Now, you basically needed help in  
14 targeting?

15 A Yes. It was not a one-man operation.

16 Q And you had limited interaction with PFC  
17 Manning; is that correct?

18 A That's correct.

19 Q The majority of the deployment you saw PFC  
20 Manning for about 15 minutes a day?

21 A Yes.

1           Q       That was because you worked on the day  
2 shift and PFC Manning worked on the night shift?

3           A       Correct.

4           Q       And even though your desks were next to  
5 each other, other than the 15 minutes -- actually your  
6 desks were next to each other, right?

7           A       Yes.

8           Q       Is that 15 minutes a day was basically  
9 during the shift change?

10          A       Correct.

11          Q       And that was pretty the extent of your  
12 interaction with PFC Manning?

13          A       Yes.

14          Q       And you were not part of the S2 section,  
15 correct?

16          A       No.

17          Q       You worked in the targeting section?

18          A       I did. It's one of the prevalent sections  
19 not actually on the (INAUDIBLE) total of the S2  
20 section.

21          Q       And would you agree with me that the S2

1 section was responsible for getting information to you?

2 A Yes.

3 Q You had used the information that they gave  
4 to you for your high-value target list?

5 A Yes, I would.

6 Q You basically kind of viewed yourself as a  
7 customer that needed information from the S2 section to  
8 do your job?

9 A That's correct.

10 Q And the S2 section did not do a good job of  
11 giving you information?

12 A We did not receive a lot of information  
13 from the S2 section. It was more of a pull versus a  
14 push when it came to getting information out of the S2.

15 Q And that problem really was a problem with  
16 the S12 section as a whole, correct?

17 A I would say, yes, it was not just one  
18 section, it was pretty much all sections within the S2  
19 SCIF that I needed information from and we weren't  
20 getting a whole lot.

21 Q And, as you said, you kind of viewed



1 yourselves as a customer that should be getting  
2 information pushed to you, but you have to -- you had  
3 to pull for that information?

4 A That's correct.

5 Q You had problems with then (INAUDIBLE) and  
6 Balonek giving you information too?

7 A He was the other Shite analyst, and we also  
8 were not receiving a lot of information back.

9 Q And you had problems with (INAUDIBLE) CWW  
10 Airmen giving you information too?

11 A He was essentially what a shop foreman was  
12 and was not pushing the analysts to support targeting.

13 Q You were trying to pull that information  
14 from S2 section and even that you were trying to do it,  
15 they never were really giving you that information they  
16 never really pushed that information to you?

17 A We had whether the exception of the S2  
18 acquisition cell yes I had to pretty much pull all of  
19 the information I needed from the other sections that  
20 were in there.

21 Q And that was a source of frustration for

1     you?

2             A       Yes.

3             Q       That frustration applied to towel analysts  
4     in the S2 SCIF S2 section?

5             A       I would say that yes it was more of a  
6     frustration with the leadership not pushing the  
7     analysts to support targeting.

8             Q       And that frustration also applied to the  
9     human and HUMINT and the SigAct sections of the S2?

10            A       Not (INAUDIBLE) the HUMINT, but the SigAct  
11     section, yes.

12            Q       So I guess -- frustration certainly was not  
13     limited to PFC Manning?

14            A       No.

15            Q       And PFC Manning was your end all for  
16     getting information from the S2 section, was he?

17            A       No, he was not.

18            Q       Towards the end of the December time frame  
19     you started going around to the S12 section and  
20     basically kind of pointing the finger in there saying  
21     get me some information?

1           A       I went around to each section and  
2 reiterated the importance of high-value target list  
3 that that document was provided to them to focus and  
4 collect action so that he could get more intelligence  
5 that I was looking for to operating these high-value  
6 targets.

7           Q       And even though you did that things really  
8 didn't improve, did they?

9           A       They did not.

10           CAPTAIN MORROW: Objection. What's the  
11 relevancy?

12           THE COURT: What's the relevance?

13           MR. COOMBS: Relevance is I believe the  
14 government in their direct tried to portray PFC Manning  
15 as failing in providing information to Chief Hack for  
16 high-value targets.

17           THE COURT: That's what your using to  
18 rebut, that's what the government did.

19           CAPTAIN MORROW: Excuse me, Your Honor.

20           THE COURT: Was part of the (INAUDIBLE) of  
21 the government direct to show Mr. Coombs just said that

1 PFC Manning was failing to provide reports.

2 CAPTAIN MORROW: Not entirely, Your Honor,  
3 no.

4 THE COURT: But some of it?

5 CAPTAIN MORROW: Some of it.

6 THE COURT: Overruled.

7 BY MR. COOMBS:

8 Q So shortly after this you decided that you  
9 would take matters into your own hands; is that  
10 correct?

11 A Myself and my assistant at the time,  
12 Specialist Showman. We took it upon ourselves to view  
13 the shop of the intel analysts by calling reports and  
14 things like that to get the information we need.

15 Q So instead of relying on the intel analyst  
16 from the S2 section you and Specialist Showman started  
17 to do the work yourself?

18 A That's correct.

19 Q And you understand -- I guess you're  
20 understanding with the analysts are supposed to be  
21 doing what, to be combing through the SigActs, pulling

1 the HUMINT SigAct reports and finding information on  
2 the kind of the high-value targets, the so-called, and  
3 giving that to you?

4 A Yes.

5 Q You didn't want them to flood you with a  
6 whole bunch of irrelevant data; is that right?

7 A No, we did not. It was a two-man,  
8 two-person section.

9 Q How often much the way the S2 section seems  
10 to be seeing itself as supporting you was basically  
11 saying, here you go, here are these two reports?

12 A They wouldn't say that to me, but it was  
13 going to Specialist Showman and it was basically intel  
14 reports forwarded or not necessarily correlated to the  
15 high-value targets we were looking for.

16 Q And there was no in-depth analysis by  
17 (INAUDIBLE) the recording they were sending you?

18 A No.

19 Q Kind of like the document that is looking  
20 like the one the government just introduced into  
21 evidence, the e-mail you got from PFC Manning that was

1 kind of the example of what you recall getting back,  
2 here's a document, you figure it out.

3 A That document in particular had the name of  
4 one of the high-value targets we were looking for, but  
5 a lot of information we were getting forwarded to us  
6 was not even relevant to any high-value targets we were  
7 looking for.

8 Q So PFC Manning's documents sent to you at  
9 least had some relevance?

10 A It did have (INAUDIBLE) of what we were  
11 looking for. The only problem was that it was dated  
12 two years before we showed up in the Eastern Baghdad  
13 area.

14 Q With regards to PFC Manning, and you viewed  
15 him as a junior analyst, did you not?

16 A I did.

17 Q So you wouldn't be surprised if he wasn't  
18 great at giving you kind of the so what?

19 A No.

20 Q At one point well the person you would be  
21 surprised at not getting you that would be Staff

1 Sergeant Balonek?

2 A That's right.

3 Q You would expect he would be giving you  
4 information that you wanted?

5 A Correct.

6 Q And at one point you went to Captain Martin  
7 was the assistant S2 and explained?

8 A I went to her and I said, you know that the  
9 targeting effort here is just not being supported. So  
10 I asked her to help me out talking to the section  
11 chiefs to get the analysts to push out more relevant  
12 information, not just send us reports from wherever  
13 they're getting them from.

14 Q But the problem again really never  
15 improved?

16 A It did not.

17 THE COURT: Mr. Coombs, did (INAUDIBLE) you  
18 did something here that has a dereliction of duty case.  
19 I got your point. Do we need to continue down this  
20 road?

21 MR. COOMBS: Just to ensure that one of the

1 government's arguments, ma'am, is somehow that PFC  
2 Manning was derelict in his duties because he was  
3 somehow working for Wikileaks instead of doing what he  
4 was supposed to be doing. That's why elicited from  
5 this witness how organized he was and how little  
6 information. So I wanted to get the point that it  
7 wasn't just PFC Manning.

8 THE COURT: I got it.

9 BY MR. COOMBS:

10 Q Now, I wanted to talk about that  
11 organization that you -- I guess the organizational  
12 skills that you saw PFC Manning on the T-Drive. Okay?

13 A Okay.

14 Q Now, the T-Drive was a drive that everyone  
15 could have access to?

16 A Everybody that had SIPRnet access could  
17 access the T-Drive.

18 Q And the whole point I guess of the T-Drive  
19 was you could put information in there so that other  
20 people could get to it?

21 A Yes, it's a collaborative.



1           Q       And it was a shared T-Drive and everyone  
2 could look at what was on the T-Drive?

3           A       Yes.

4           Q       So if you put stuff on the T-Drive, did the  
5 point was then other people could go to your stuff and  
6 use it as well?

7           A       Yes.

8           Q       You said you went and you saw the  
9 organizational skills of PFC Manning and that you said  
10 that he was very organized; is that correct?

11          A       Yes. I was interested in seeing what he  
12 had been working on in the night shift since we only  
13 had 15 minutes of interaction each day. So I went in  
14 there and I took a look at the folders and the  
15 subfolder and I was impressed of the organizational and  
16 the structure and the information that was in them.

17          Q       Would it be fair to say that it would take  
18 quite a bit of time to do what you see PFC Manning do?

19          A       Yes.

20          Q       So that would be, well, you also looked at  
21 I believe Staff Sergeant Balonek's T-Drive?

1           A       I did.

2           Q       Did you see similar organization there?

3           A       No. Not even close.

4           Q       So at least from the two PFC Manning seemed  
5 to be doing a lot more work on the T-Drive?

6           A       He did.

7           Q       With regards to getting information to you,  
8 could you order PFC Manning to do something and get you  
9 information?

10          A       I was not in the chain of command. I  
11 could, if necessary, but I didn't see that as necessary  
12 for me to do that. I would go through the chain of  
13 command to get something fixed.

14          Q       And as far as supporting unit that would be  
15 the S2 chain of command priority to do that or not?

16          A       Yes.

17          Q       Did there come a time when you left the  
18 SCIF and you moved out of the SCIF?

19          A       I moved out of the SCIF in late March of  
20 2010.

21          Q       Where did you go to then?

1           A       Pretty much across the hallway back to the  
2 fire cell that I belonged to.

3           Q       What was your job at that point in time?

4           A       I still continued the target analyst job.

5           Q       Did you still have Specialist Showman work  
6 for you?

7           A       She was doing the SCIF and we were working  
8 together to continue with her mission.

9           Q       During your entire time, did you ever get  
10 information you needed from the S2 section?

11          A       Yes.

12          Q       And when was that?

13          A       Over the course of the four months that I  
14 worked in the SCIF itself we still received reporting.  
15 It wasn't that we weren't getting any reports every  
16 once in a while. We would get something to (INAUDIBLE)  
17 was relevant to what we were doing.

18          Q       Now, I want to ask you about your  
19 experience. Are you experienced with looking at  
20 intelligence products?

21          A       I am.

1 Q Are you familiar with intelligence terms?

2 A Yes.

3 Q Do you know what an intelligence gap means?

4 A An intellects gap to me is information that  
5 we do not currently have. It's lacking at that point.

6 MR. COOMBS: Thank you, Chief.

7 THE COURT: Redirect?

8 CAPTAIN MORROW: We have no questions, Your  
9 Honor.

10 THE COURT: Chief Hack, please don't  
11 discuss your testimony or the case with anyone other  
12 than counsel or the accused counsel while the trial is  
13 going on. You can leave the courtroom.

14 MR. COOMBS: Is he a permanent excuse.

15 THE COURT: Temporarily excuse him? Would  
16 you like to have him permanent excused?

17 MAJOR FEIN: We request temporary and we'll  
18 keep him up to date.

19 THE COURT: Why don't we -- let's go  
20 temporarily.

21 MAJOR FEIN: United States asks for a

1     ten-minute recess in order to get classified  
2     information out.

3                     THE COURT:   The Court is in recess.   Let me  
4     see counsel for just a second.

5                     (A short break was taken.)

6                     THE COURT:   Please be seated.   The Court is  
7     called to order.   Reflect all parties present in the  
8     courtroom during the last recess are again present in  
9     court.

10                    Are the parties ready to proceed?

11                    CAPTAIN MORROW:   Yes, ma'am.   United States  
12     calls Captain Casey Fulton.

13     Whereupon,

14                    CAPTAIN CASEY FULTON,  
15     called as a witness, having been first duly sworn to  
16     tell the truth, the whole truth and nothing but the  
17     truth, was examined and testified as follows:

18                    DIRECT EXAMINATION

19                    BY CAPTAIN MORROW:

20                    Q     You are Captain Casey Fulton?

21                    A     Yes.

1           Q       Captain Fulton, what is your current  
2 position?

3           A       I'm an intelligence observer coach trainer.

4           Q       Where are you stationed?

5           A       At the joint multinational training center  
6 in Sembach, Germany.

7           Q       What was your responsibility in that  
8 position?

9           A       I coach, train rotational units through  
10 scenario based training exercises.

11          Q       How long have you been in that position?

12          A       Ten months.

13          Q       And what is your branch?

14          A       Intelligence, military intelligence.

15          Q       How long and military intelligence officer?

16          A       Seven-and-a half years.

17          Q       What initial training did you receive to  
18 (INAUDIBLE)?

19          A       I went to the intelligence officer basic  
20 course and I went to the military intelligence captains  
21 criteria course.

1           Q       Whatever the basic course (INAUDIBLE) what  
2 was your first assignment?

3           A       I was assigned to 508SPT 4th Brigade.

4           Q       And (INAUDIBLE) at Fort Bragg?

5           A       I was deployed immediately to Afghanistan.

6           Q       How long was this deployed?

7           A       One year.

8           Q       What was your position during that  
9 deployment?

10          A       I was an assistant S2 for the battalion.

11          Q       What were your responsibilities in that  
12 position?

13          A       My primary responsibilities were  
14 collection, management, and current operations.

15          Q       So after that year what happened next, you  
16 redeployed?

17          A       Yes, I redeployed to Fort Bragg and then I  
18 became a platoon leader in the MI.

19          Q       What is the MI?

20          A       MI.

21          Q       MI, military intelligence company?

1           A       Correct.

2           Q       How long were you at Bragg after you  
3 redeployed?

4           A       About nine months.

5           Q       And what happened after those nine months?

6           A       I got orders to go to the MI captains  
7 career course.

8           Q       How long is that captains career course.

9           A       Four to five months.

10          Q       What type of training did you receive at  
11 the captains career course?

12          A       We learned how to do the mission analysis  
13 portion of the MDMP. We did all the different types of  
14 intelligence disciplines, handling classification  
15 information, collection management.

16          Q       Can you explain to the Court what the  
17 mission analysis is?

18          A       It's step 2 of the military decision-making  
19 process.

20          Q       What does that consist of?

21          A       Step 2 is where the staff gears all the



1 information and conducts analysis on the current  
2 conditions of the operating environment.

3 Q Is that the intel portion of the MDMP?

4 A Yes. It's a big focus for the intel  
5 section.

6 Q What was your first assignment out of the  
7 captain career course?

8 A To 2nd brigade 10th Mountain.

9 Q When did you arrive at Fort Drum?

10 A September 2009.

11 Q Let's talk about your time at Fort Drum and  
12 tell us what was your position when you arrived at Fort  
13 Drum?

14 A I was the S2 plans in garrison.

15 Q And how long were you the S2 plans in  
16 garrison son?

17 A I was the S2 plans for about two weeks  
18 before the unit started to deploy.

19 Q Where did you work at Fort Drum?

20 A In the SCIF.

21 Q How do you know PFC Manning?

1           A       He also worked in the S2 section in the  
2   SCIF.

3           Q       So what were your responsibilities as S2  
4   plans officer in Garrison?

5           A       I was creating the intelligence portion of  
6   the operations order for the deployment operations  
7   order.

8           Q       What is the operation order for the  
9   deployment?

10          A       It was basically that order that was going  
11   do get us into theater. The focus would have been  
12   force array when we got in the theater.

13          Q       What type of information was included in  
14   the intel portion of this order?

15          A       The enemy threat for the area that we were  
16   assuming.

17          Q       Who helped you create this portion of it?

18          A       PFC Manning helped. Mr. Balonek helped.  
19   Mr. Airmen helped. That was about it.

20          Q       How did PFC Manning help you with this?

21          A       He gave me the a base of knowledge on all

1 of the enemy threat groups when I first got there so I  
2 could get started.

3 Q For the threat groups for the intended  
4 enemies list?

5 A Yes.

6 Q How long were you at Fort Drum again?

7 A I was only there a month-and-a-half about  
8 before I deployed, but I was only there two weeks  
9 before the unit started to deploy.

10 Q Where did you deploy to?

11 A FOB Hammer, Iraq.

12 Q Do you remember when you deployed?

13 A November 2009.

14 Q And did PFC Manning deploy as well to  
15 Hammer?

16 A Yes.

17 Q What area of FOB Hammer did you work?

18 A I was in the S2 plans and the S2 section.

19 Q Can you describe how the S2 section was  
20 organized at FOB Hammer?

21 A We had a current OP section which was in

1 the technical operations center. We had the S2 which  
2 consists of myself, we had fusion cell which had most  
3 of the analysts. The rest of the shop with the  
4 exception of one analyst that was assigned to Chief  
5 Hack was part of the targeting section. We also had an  
6 S2. Also the unit itself and a SigAct section.

7 Q You said there was a current OP section?

8 A Yes.

9 Q What's current operations?

10 A They handle all the current progressions  
11 within a 96-hour window.

12 Q And you said you were planned, what was  
13 your focus?

14 A Anything beyond 96 hours I would be doing  
15 all the long-term plans for intel portions of OP orders  
16 for long-term operations.

17 Q How did the fusion cell fit in the S2  
18 section?

19 A We were mission analysis. We create a  
20 running estimate, and the fusion cell consist  
21 constantly updated that running estimate. That's what

1 we do on a daily basis for intel, and it feeds current  
2 operation plans and targeting.

3 Q Where did you work when you were at FOB  
4 Hammer?

5 A In the SCIF.

6 Q Where did PFC Manning work?

7 A In the SCIF.

8 Q Let's talk about the SCIF just really  
9 quickly. Who had access to the SCIF at FOB Hammer?

10 A Me, the S2 section, the whole S2 section,  
11 Chief Hack, and we have civilian contractors.

12 Q So how do you know if someone had access to  
13 the SCIF or not?

14 A Well, we all knew each other within or our  
15 areas. We all worked in the same room. There is an  
16 access roster. You have the code to get in the door.

17 Q What is a access roster?

18 A It's a memorandum that lists all the  
19 individuals that have access to the SCIF.

20 Q So what happened if someone who is not on  
21 the access roster needed to enter the SCIF?

1           A       It would depend on what classification  
2       clearance they hold, but everyone in the SCIF would be  
3       notified that person was coming in, and if necessary  
4       the area would be sanitized to proper level of  
5       clearance that they had authorized for.

6           Q       So what do you mean by sanitize?

7           A       If they don't have authorization to view  
8       classified material, it would be put out of sight, the  
9       computers would be turned off, or at least the monitors  
10      would be turned off so nothing was showing, so they can  
11      inadvertently have access to information they  
12      shouldn't.

13          Q       Who was responsible for sanitizing the  
14      SCIF?

15          A       All of us.

16          Q       How often would this happen?

17          A       We did have people come in frequently that  
18      only had a secret clearance, but anything beyond that  
19      only happened very rarely.

20          Q       Which networks did PFC Manning have access  
21      to at FOB Hammer?

1           A       SIPRnet, NIPRnet.

2           Q       Can you explain the use of SIPRnet in  
3 garrison versus in theater?

4           A       In theater it's the primary method of  
5 communication, SIPR, NIPR is the primary method of  
6 communication in Garrison.

7           Q       What classification level is information on  
8 SIPRnet?

9           A       Secret.

10          Q       What's the presumption of information on  
11 SIPRnet?

12          A       If it's not marked, than it's secret.

13          Q       How do you know that?

14          A       Because it is rule of thumb to assume a  
15 higher classification.

16          Q       Why was that? How do you know that that's  
17 the general rule?

18          A       Training.

19          Q       Was PFC Manning authorized to look at  
20 classified for personal use?

21          A       No.

1           Q       Was PFC Manning authorized to give  
2  classified (INAUDIBLE) to Wikileaks?

3           A       No.

4           Q       Why not?

5           A       Because you're not allowed to disclose  
6  information to individuals who do not have  
7  authorization to view that type of material.

8           Q       What was your position when you arrived at  
9  FOB Hammer?

10          A       I was planned.

11          Q       And in theater what was your -- what were  
12  your responsibilities?

13          A       As the S2?

14          Q       Yes.

15          A       Well, I did the intelligence portion for  
16  the operations orders that we create.

17          Q       What type of operation orders were you  
18  creating?

19          A       The first one that I did was for election  
20  security, which was on many folks while I was over  
21  there. I also did the intel portion for the transition



1 and withdrawal, base closure.

2 Q What type of information was included in  
3 the intel portion of the elections security operations?

4 A Information on the Iraqi elections, how  
5 they were going to be concluded, local groups as well  
6 as historical data on what has happened in the past  
7 during the elections and also current enemy activity.

8 Q How many intelligence analysts work for in  
9 S2 plans, work solely for you?

10 A None.

11 Q So who assisted you in creating some of  
12 those work products?

13 A Well, I had to request assistance from the  
14 analyst. So it was generally either PFC Manning or  
15 Sergeant -- Mr. Balonek.

16 Q So how did PFC Manning specifically help  
17 you in accomplishing your mission?

18 A I gave him projects that focused on  
19 collecting, gathering a whole bunch of data, organizing  
20 it, and displaying it on the map.

21 Q Why did you ask him specifically?

1           A       Because he was good with computers. He did  
2 get it done quicker.

3           Q       What type of information was he pulling for  
4 you?

5           A       Significant activities, enemy SigActs.

6           Q       Do you remember what type of SigActs he was  
7 pulling?

8           A       No. I mean, we specifically usually  
9 focused on IEDs, small arms, firearms and indirect  
10 firearms. Those are the three big ones, but we also  
11 focused on IEDs because of the elections.

12          Q       After you pulled this information, what  
13 would PFC Manning do next?

14          A       He'd pull it. He would organize it, sort  
15 it, and then, like I said, he would put it on the map  
16 so it was represented visually.

17          Q       And what is the purpose of putting this  
18 information on a map?

19          A       That way you could conduct analysis based  
20 on the patterns, the engagement areas that are  
21 represented.

1           Q       What type of analysis, on what type of  
2 analysis?

3           A       Yes. I mean, we do pattern analysis in  
4 order to identify enemy activity.

5           Q       What would you do with the work product you  
6 received from PFC Manning?

7           A       It was incorporated into product that I was  
8 working on and then it was presented to the commander  
9 so that he could give guidance on a course of action  
10 TOC developed.

11          Q       Did you brief the commander?

12          A       Yes.

13          Q       How often?

14          A       About maybe once a week, once every two  
15 weeks. It depended.

16          Q       During deployment what additional  
17 responsibilities did you take on?

18          A       I was eventually -- I was counseled as the  
19 assistant S2.

20          Q       Do you remember when this happened?

21          A       February.

1           Q       Can you explain a specific task you  
2 delegated to PFC Manning when you were the assistant  
3 S2?

4           A       Yes. Another staff section required they  
5 wanted all the significant activity that occurred while  
6 we were in theater, compiled in order to see whether  
7 the events had decreased or increased while we were  
8 there. So he did trend analysis among --

9           Q       What was the purpose of this the project?

10          A       Essentially to see whether SigActs had  
11 increased or decreased while we were there in theater,  
12 whether we had made an impact on the environment.

13          Q       What's, let's go on to another subject  
14 which was that apache video.

15          A       Yes.

16          Q       When did you first watch the Apache video?

17          A       It was early on in the deployment. Maybe  
18 December time frame maybe.

19          Q       Where did you see it?

20          A       It was displayed on Showman's computer.

21          Q       And SCIF?

1           A       Yes.

2           Q       What network was the video?

3           A       SIPR.

4           Q       When did you go on R and R?

5           A       April.

6           Q       What happened when you returned from R and  
7 R?

8           A       I had asked the individuals in the shop  
9 there if they had seen the video that had been put up  
10 on the news.

11          Q       How did PFC Manning react?

12          A       He came up to me after I discussed it with  
13 the soldiers in the shop and told me that he had  
14 thought it was the same video we had on our shared  
15 drive.

16          Q       What did he do next?

17          A       Well, I told him I didn't think it was the  
18 same video because it had obviously been edited. So it  
19 didn't look the same from when I saw it. So I said I  
20 would have to see both videos in order to make that  
21 determination. So he sent me an e-mail with a link to

1 those video clips or two video clips that were labeled.

2 Was the one on our shared drive and the one  
3 that was in the media so that I could see both of the  
4 video clips.

5 Q And, obviously, we're talking about this  
6 e-mail, what network was this e-mail sent?

7 A SIPR.

8 Q So we're talking about this e-mail on an  
9 unclassified setting given our setting here. Do you  
10 remember receiving this e-mail?

11 A Yes.

12 Q And can you explain what this e-mail  
13 consisted of again?

14 A Hyperlink to the shared drive.

15 Q What did you do when you received this  
16 e-mail?

17 A I clicked on the link and I watched the  
18 videos and I responded to them via e-mail, surprised  
19 that it was the same -- admitting that I was surprised  
20 to see that it was the same video.

21 Q How long after watching the video did you

1 send this e-mail?

2 A Immediately. I think.

3 CAPTAIN MORROW: Your Honor, at this time  
4 we would offer into evidence what has been marked as  
5 Prosecution Exhibit 55 for identification.

6 MR. COOMBS: No objection, Your Honor.

7 THE COURT: All right.

8 CAPTAIN MORROW: Also at this time, Your  
9 Honor, we offer prosecution Exhibit 56 for  
10 identification.

11 MR. COOMBS: Again, no objection, Your  
12 Honor.

13 THE COURT: Okay.

14 BY CAPTAIN MORROW:

15 Q When did you redeploy to Drum?

16 A July of 2010.

17 Q Did you work in the S2 shop for the entire  
18 deployment?

19 A Yes.

20 Q Did PFC Manning work in the S2 shop for the  
21 entire deployment?

1           A       Until I had to have him removed, yes.

2           Q       Do you remember approximately on what date  
3 PFC Manning --

4           A       April. Late April, maybe early May.

5                   CAPTAIN MORROW: Thank you. We have no  
6 more questions.

7                               CROSS EXAMINATION

8                   BY MR. COOMBS:

9           Q       How are you doing, Captain Fulton?

10          A       I'm good.

11          Q       Good.

12                   Just a few questions for you. I want to  
13 start off by asking you about something the government  
14 talked about when you first arrived at the unit. Okay?

15          A       Okay.

16          Q       And that was you were putting together an  
17 OP order for your brigade?

18          A       Correct.

19          Q       And that OP order was basically to define  
20 the purpose of the S2 operations in relation to the  
21 brigade's mission; is that right?



1           A       Yes, and the operating environment we were  
2       doing to.

3           Q       And as part of that process that you will  
4       consider the operation with respect to the relationship  
5       among the force and also the enemy; is that correct?

6           A       Correct.

7           Q       And during that time there was minimal  
8       SIPRnet access available?

9           A       That's correct.

10          Q       So you first went to the First Lieutenant  
11       Elizabeth Philips to get a picture of the enemy?

12          A       Yes.

13          Q       And you needed that picture of that enemy  
14       as part of your OP order?

15          A       Correct.

16          Q       When you say a picture of the enemy, you  
17       mean basically kind of a general overall impression of  
18       the enemy that was operating within your area of  
19       operation?

20          A       Yes. Specifically I was looking for the  
21       enemy threat groups that were operating within our

1 environment.

2 Q Okay. So it was the different basically  
3 insurgent threat groups as opposed to the enemy in  
4 general?

5 A Correct.

6 Q And you basically wanted to determine the  
7 location, the known location, of enemy operations?

8 A Yes.

9 Q And you wanted to determine the last known  
10 activity of the enemy?

11 A Yes.

12 Q Basically is he attacking, is he  
13 retreating, defending, patrolling, that kind of stuff?

14 A And there are TTPs and how they operate,  
15 yes.

16 Q And you wanted to get an idea of strength  
17 of the enemy as well?

18 A Yes.

19 Q So first you went to Lieutenant Philips.  
20 She then pointed to PFC Manning as someone who knew  
21 about the different insurgent groups who were operating

1     within the area of operation?

2             A       Yes.

3             Q       And you went to speak with PFC Manning?

4             A       Correct.

5             Q       Your conversation really wasn't very long  
6     though?

7             A       No.

8             Q       Basically lasted about 10 to 15 minutes?

9             A       Maybe. I don't know how long it lasted.

10            Q       Do you think it lasted longer than that?

11            A       No, probably not.

12            Q       And he basically gave the names of the  
13   enemy groups and whether they were Suni or Shite?

14            A       Correct.

15            Q       Did he have a lot of details that you  
16   actually needed?

17            A       No.

18            Q       And basically after talking to him for that  
19   short period of time then you did your own research on  
20   the enemy threat?

21            A       Correct.

1           Q       You spent approximately the next several  
2 hours pulling information that you needed to truly  
3 identify the enemy threat?

4           A       That's correct.

5           Q       Now, next I want to talk about your  
6 experience in working with PFC Manning. Okay?

7           A       Okay.

8           Q       After working with him for a short period  
9 of time you noticed that he was a junior analyst?

10          A       Yes.

11          Q       As a junior analyst he basically missed the  
12 so what factor; is that correct?

13          A       Yes. The analysis, usually that comes with  
14 experience.

15          Q       So he really couldn't give you a good  
16 amount analytical product that you needed?

17          A       Not the analysis portion, yes.

18          Q       And that wasn't really surprising because  
19 of the level of his experience?

20          A       Yes.

21          Q       And really creating a good analytical

1 product from the analysts takes time to form that  
2 skill?

3 A Yes.

4 Q It takes experience?

5 A Yes.

6 Q And PFC Manning was inexperienced?

7 A Correct.

8 Q He was still learning?

9 A Yes.

10 Q Now, he wasn't an expert at analysis when  
11 it came to the different insurgent groups in Iraq, was  
12 he?

13 A What do you mean?

14 Q Would you consider him an expert analyst on  
15 the different insurgent groups in Iraq?

16 A No.

17 Q Would you consider him an expert analyst on  
18 the enemy threat as a whole to the United States?

19 A No.

20 Q Now, even though PFC Manning was not an  
21 expert analyst, at that point he was very good with

1 computers?

2 A Correct.

3 Q And during the deployment you frequently  
4 assigned him computer data entry products based upon  
5 his skills?

6 A Correct.

7 Q And the skills you assigned him they  
8 actually did require computer knowledge?

9 A Yes.

10 Q And he could really do a good job of  
11 importing and exporting information in Excel?

12 A Yes.

13 Q And you knew that he understood the various  
14 programs that are on the G6 system?

15 A Yes.

16 Q He also did a very good job of plotting  
17 data points on maps?

18 A Yes.

19 Q You saw his computer skills as his real  
20 strength as a junior analyst?

21 A That's correct.

1           Q       And you used those strengths, as any  
2 officer would, to help improve your S2 products?

3           A       Yes.

4           Q       Now, within S2 plans, you testified on  
5 direct, that it was the MDMP process that you were  
6 constantly going through; is that correct?

7           A       Yes.

8           Q       The military decision-making process?

9           A       Correct.

10          Q       And you needed his assistance in pulling  
11 certain data in that process?

12          A       Yes.

13          Q       You had asked him to take that data and put  
14 it on a map?

15          A       Yes.

16          Q       And then once he did that you would  
17 actually do the analysis?

18          A       That's correct.

19          Q       You didn't rely upon him to do the  
20 analysis?

21          A       No.

1 Q And why was that?

2 A Well, because he was a junior analyst and  
3 we talked through the product with him as a learning  
4 point, but when it came down do it, I had more  
5 experience. I did my own analysis on it.

6 Q And during the deployment you worked out of  
7 the SCIF?

8 A That's correct.

9 Q And my understanding, for the most part,  
10 your primary mission was election security?

11 A Yes, for most of the deployment.

12 Q And you spent a large amount of time  
13 working on products for election security?

14 A Yes, o within that operation order, yes.

15 Q And on direct it was essentially these  
16 products were being used apparently for the commander  
17 to make certain decisions on courses of action?

18 A That's correct.

19 Q Now, obviously, these products were very  
20 important for your brigade?

21 A Yes.



1           Q       And you assigned PFC Manning several duties  
2       to complete in order to help you on the product that  
3       you needed to produce?

4           A       Yes.

5           Q       My understanding is you were assigning him  
6       these projects pretty much on a frequent basis from  
7       November of 2009 to the time that the elections  
8       happened in March of 2010?

9           A       You'd have to define frequent, but there  
10       were a few tasks, yes.

11          Q       I'd like you to define frequent for me.  
12       How often were you tasking him?

13          A       It would depend on what the project was  
14       that we were working on within that time frame. Some  
15       were specific to his section. Some weren't. So if it  
16       was specific to his section and we were under time  
17       constraints then I would request assistance. It wasn't  
18       a daily event.

19          Q       Did he work a lot for you during this time?

20          A       I wouldn't say a lot. He was the person I  
21       went to when I needed assistance, but I did a lot of it

1 on my own.

2 Q I know it's taking you back a few years,  
3 but for the military judge, would you give a  
4 approximation of how often would you task him?

5 A I don't know if I would even be able to  
6 give you an approximate number of times.

7 Q And that's just due to the time period  
8 that's gone on?

9 A I don't remember how many times he was  
10 tasked.

11 Q Safe to say he worked for you?

12 A On occasions.

13 Q We'll he go with that. When he was  
14 assigned tasks he completed those tasks?

15 A Yes.

16 Q And he completed those tasks in a timely  
17 fashion?

18 A Yes.

19 Q You never noticed a drop in his  
20 performance, did you?

21 A No, not in the stuff that I assigned him,

1 no.

2 Q And did anyone ever come to you and say  
3 that PFC Manning performance had dropped?

4 A No, not specifically -- there was  
5 discussions about certain things, but not analytical  
6 performance, no.

7 Q All right. Now, let's talk about one of  
8 the things that came out on direct. You mentioned that  
9 PFC Manning was tasked to do a triple analysis of  
10 SigActs for the brigade?

11 A Yes.

12 Q What was this project again?

13 A It was essentially it just supposed to show  
14 increase and decrease over time since we've been in  
15 theater, whether SigActs had increased or decreased  
16 since we were over there.

17 Q And how would PFC Manning create a product  
18 like that?

19 A He pulled all the SigActs from CIDNE,  
20 organized one Excel spreadsheet and you can use the  
21 charts within Excel spreadsheet is to show the trends.

1           Q       And I imagine what was of use and benefit  
2 was not only pulling that data but also indicating what  
3 type of SigAct was?

4           A       Yes. Organizing it, yes.

5           Q       So that would identify in it was an enemy  
6 threat?

7           A       Yes.

8           Q       SigAct or enemy engagement?

9           A       Yes.

10          Q       Or civilian death?

11          A       Yes.

12          Q       And PFC Manning had reviewed those SigActs  
13 in order to create the product?

14          A       Correct.

15          Q       I want to ask you about analytical products  
16 in general. Are you familiar with the term  
17 intelligence gap?

18          A       Yes.

19          Q       And what would you call something an  
20 intelligence gap?

21          A       When you don't have any information.

1           Q       You're familiar with the term assumption in  
2 the intelligence work product?

3           A       Yes.

4           Q       And what would you call when would you call  
5 something and assumption?

6           A       When you don't have the information, but I  
7 think it might be a certain way.

8           Q       And as soon as you actually have kind of  
9 actual knowledge of that fact would you call it an  
10 assumption?

11          A       I don't understand the question.

12          Q       If you have actual knowledge of a fact,  
13 would you call something an assumption in a work  
14 product?

15          A       Facts and assumptions are separated.

16          Q       And if you have actual knowledge of  
17 something would you call it an intelligence gap?

18          A       No.

19          Q       In the January to May 2010 time frame, did  
20 your unit have any actual knowledge as to which  
21 websites enemies went to to get information?

1           A       I don't remember.

2           Q       Did you ever remember anything being put  
3 out that this particular website is where the enemy  
4 goes?

5           A       Like they're own websites or just websites  
6 in general?

7           Q       The latter.

8           A       General knowledge that they visit, you  
9 know, all sorts of websites seeking information, but.

10          Q       But any actual knowledge as to which  
11 websites?

12          A       For operational security purposes they were  
13 frequently briefed on it and social networking sites  
14 that obviously a lot of people put personal information  
15 on. They've used Google maps.

16          Q       Potential information where they might go?

17          A       Yes.

18          Q       Anything where there's actual confirmation  
19 they may go to this website?

20          A       Not that I know.

21          Q       Are you familiar with a program mIRC Chat?

1           A       Yes.

2           Q       And are you familiar with the term  
3 executable file?

4           A       No.

5           Q       How was mIRC Chat put on your computer?

6           A       I don't remember.

7           Q       Was it -- when you say you don't remember,  
8 was it part of your computer when you got there?

9           A       No, I don't think so.

10          Q       How did you use mIRC Chat on your computer?

11          A       It was on the desktop. The icon was on the  
12 desktop.

13          Q       Did you have to click on it to get it  
14 opened up and run?

15          A       Yes.

16          Q       You don't recall who put that on your  
17 computer?

18          A       No.

19          Q       Let's discuss the SigActs for a moment.

20 After PFC Manning's arrest, did your unit continue to  
21 use SigActs?

1           A       Yes.

2           Q       Was there ever a time in which your unit  
3 didn't have access to the CIDNE Iraq database that had  
4 SigActs?

5           A       No.

6           Q       Since PFC Manning's arrest, has there ever  
7 been anything put out that says don't use any SigActs  
8 that predate January 2010?

9           A       No.

10           THE COURT:   Yes.

11           CAPTAIN MORROW:   Relevance.

12           THE COURT:   As before?

13           MR. COOMBS:   Yes, Your Honor.

14           THE COURT:   Go ahead.

15           BY MR. COOMBS:

16           Q       Did you and the other analysts continue to  
17 use SigActs that predated January 2010 in the same way  
18 that you did after PFC Manning's arrest?

19           A       I'm sorry, are you asking if we use SigActs  
20 from before January of 2010?

21           Q       In the same manner that you did -- I'm



1 actually asking before PFC Manning's arrest and then  
2 after, did you change the way you used SigActs?

3 A No.

4 Q You talked about the Apache video. My  
5 understanding is when you came back and you said you  
6 didn't think that was the same video and then basically  
7 you told PFC Manning to prove it to you by sending you  
8 the video?

9 A No. I said that I would have to see the  
10 video back to back in order to be able to make that  
11 determination, because I had seen both video clips, I  
12 had seen at separate times. One I had seen not very  
13 closely. So I wasn't sure -- to me it looked like they  
14 weren't the same video, but I was just saying I would  
15 have to say both videos again back to back to make that  
16 determination.

17 Q And after saying that PFC Manning sent you  
18 the video?

19 A Correct.

20 Q At the time that he sent you that to see if  
21 it's the same video or after sending you the video, did

1 he act in any way that was boastful or brag or anything  
2 like that?

3 A No.

4 Q With regards to just analysts in general,  
5 an all source analyst, they look at anything they want  
6 to on the SIPRnet?

7 A Just about, yes.

8 Q Would you discourage an all source analyst  
9 from basically from surfing the SIPRnet on their free  
10 time and seeing what's there as learning information?

11 A No, as long as was in the realm of  
12 professional development.

13 Q Why would you not discourage an analysis  
14 for just surfing the SIPRnet?

15 A Because intelligence, you know, and the  
16 threat groups are global. So although we have a  
17 mission basic enemy that we should be focused on, for  
18 professional development purposes they could learn  
19 about other enemy threat groups.

20 Q So if you saw PFC Manning surfing the  
21 Internet and looking at various places on the SIPRnet

1 and pulling information just kind of organizing it for  
2 his professional development, you wouldn't have a  
3 problem with that?

4 A Yes. For his professional development, no,  
5 I wouldn't have a problem.

6 MR. COOMBS: Thank you.

7 THE COURT: Redirect?

8 REDIRECT EXAMINATION

9 BY CAPTAIN MORROW:

10 Q Captain Fulton, let's just talk briefly  
11 about intelligence gap, what that actually means. Can  
12 you give maybe just an unclassified example of what  
13 could be an intelligence gap.

14 A Frequently intelligence gaps are identified  
15 during the mission, is analysis portion of the MDMP.  
16 What I would think is a good example of an intel gap  
17 frequently is the enemy almost (INAUDIBLE) we know  
18 they're bringing weapons, we don't know where, how, or  
19 when. So we make some assumptions and then we put  
20 collection assets on our assumptions to confirm or  
21 deny.

1           Q       So you know the enemy is bringing in  
2 weapons?

3                   MR. COOMBS:  Objection, leading.

4                   THE COURT:  Overruled.

5                   She just responded to that.  Go ahead.

6                   BY CAPTAIN MORROW:

7           Q       So you know that the enemy is bringing in  
8 weapons --

9           A       Yes.

10          Q       -- in this hypothetical?

11          A       Yes.

12          Q       What else do you know, for instance, about  
13 the enemy in this hypothetical?

14          A       I mean, it varies.  So that's, you know,  
15 they're bringing them in, you know, that they have to  
16 be, you know, coming from somewhere.  They have to be  
17 doing it at certain times.  They have a methodology  
18 associated with their activities and you may not know  
19 what that is and so you just you can confirm or deny in  
20 order to continually fill that gap.

21          Q       And just lastly on cross the defense asked

1     you: Did you ever -- would you discourage a soldier  
2     from surfing the SIPRnet?

3             A       For professional development purposes?

4             Q       Yes. Did you ever surf the SIPRnet?

5             A       For professional development purposes, not  
6     while in theater, no.

7             Q       Why not?

8             A       I didn't have time.

9             Q       And also for the Apache video you said you  
10    were surprised when you ended up seeing it. Why were  
11    you surprised?

12            A       Because what I had seen the media put on  
13    the news didn't look at all like the same when I saw  
14    it.

15            Q       What about because of where you saw it  
16    previously?

17            A       Yes.

18                   MR. MORROW: No more questions, Your Honor.

19                   THE COURT: All right.

20                   MR. COOMBS: Nothing, Your Honor.

21                   THE COURT: Excuse temporarily?

1 CAPTAIN MORROW: Yes, ma'am.

2 THE COURT: Please don't have  
3 (INAUDIBLE) or anyone in the case other than the  
4 lawyers of the accused while the trial is going on.

5 THE WITNESS: Yes, ma'am.

6 THE COURT: Counsel, do you have anything  
7 else to present today.

8 MAJOR FEIN: No Your Honor.

9 MR. COOMBS: No, Your Honor.

10 THE COURT: As I announced yesterday, do  
11 due logistics issues, we're going a little faster than  
12 we anticipated and some issues that the parties need to  
13 logistically we're going to put the court in recess and  
14 resume at 9:30 on Monday morning.

15 And we'll have the same schedule that we  
16 have been having all along starting at 0930 and go  
17 until about 5:30, 6:00 in the evening.

18 Is there anything else we need to address?

19 MR. COOMBS: No, Your Honor.

20 MAJOR FEIN: No, ma'am.

21 THE COURT: The court is in recess.

	<b>9:15;46:5</b>	<b>APPEARANCES (1)</b>	<b>54:14</b>
<b>{</b>	<b>again (10)</b>	3:1	<b>assuming (1)</b>
<b>{sic} (1)</b>	14:17;23:11;26:13;38:14; 44:8;50:6;61:13;62:11; 74:12;80:15	<b>applied (2)</b>	49:16
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